

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

In re Application of:

Harrington, et al.

Serial No.: unassigned

Filed: March 29, 2004

For: Method and Apparatus for
Tubal Occlusion

Art Unit:

Examiner:

PETITION FOR ACCEPTANCE OF COLOR FIGURES

Commissioner of Patents & Trademarks
Washington, D.C. 20231

Sir:

Applicants hereby petition for acceptance of color and grayscale drawings for this application. The inventions described in the application relate to tissue response to occluding masses placed within the fallopian tubes. The desired tissue response, and the composition of an embodiment of the occluding mass are best illustrated to those in art with color illustrations or photographs. Line art drawings cannot accurately depict the inventions with the same degree of clarity to those in the art. In other figures, the structure of the mass is best illustrated with grayscale images, and cannot be reduced to line art without loss of three dimensional perspective which is provided by the grayscale image.

Three sets of the color and grayscale figures are provided with this petition. The color and grayscale figures are provided in the form of high resolution (compared to line art) color

printer prints, on letter size paper. The figures as provided are durable, and the figures are not subject to separation from the files as are photographs on small photographic paper.

Accordingly, the applicants request that the figures be treated as color figures under 1.84 (2).


The applicants propose the following amendment to the specification to include the following paragraph inserted as the first paragraph in the Brief Description of the Drawings on page 7:

"The file of this patent contains at least one drawing executed in color. Copies of this patent with color drawings will be provided by the Patent and Trademark Office upon request and payment of the necessary fee"

This petition requires a fee of \$130. The Commissioner is hereby authorized to charge payment of the fees associated with this communication, any deficiency in the fee paid, or credit any overpayment, to Deposit Account 03-3700.

Date: March 29, 2004

By:



K. David Crockett, Esq.
Reg. No. 34,311